IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE TWENTY SIXTH DAY OF JULY
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE Ms. JUSTICE G.ROHINI

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WRIT PETITION No. 13013 of 2004

Between:

Sri Ganesh Colony Residents Association R/o 3-6-168, Plot No.15, Boosareddyguda, West Marredpally, Secunderabad rep. by Secretary Srikant Temkar s/o Dulta Rao Temkar. aged 52 years R/o Secunderabad

..... PETITIONER

AND

1 Sub Inspector of Police West Marredpally, Secunderabad
2 The Chief Executive officer Contonment Board Secunderabad
3 The Bethany Ashram Plot No.16 Boosareddyguda West Marredpally, Secunderabad .

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ, order or direction more particularly one in the nature of writ of Mandamus declaring the action of the respondents 1 and 2 in not taking any action in pursuance of the representation dt. 17/07/2004 as arbitrary, illegal and corpicious violating the Art. 14 and 16 of the constitution of India and consequently direct the respondents to take appropriate action regarding the said representation.

Counsel for the Petitioner:MR.YALLABANDI RAMATIRTHA

Counsel for the Respondents 1 & 2: GP FOR HOME

Counsel for the Respondent No.3: Mr. Y.V. Ravi Prasad.

The Court made the following:

ORAL ORDER :

Heard the learned Counsel for the petitioner and the learned Government Pleader for Home.

The petitioner seeks a declaration that the alleged inaction on the part of the

respondents in taking action in pursuance of their representation dated 17-07-2004 is arbitrary and illegal. In the representation, the petitioner opposed the installation of a Statue which was scheduled to be installed on 18-07-2004. Admittedly, the Statue has already been installed on 18-07-2004. This writ petition has been filed thereafter on 22-07-2004. Hence, the cause of action does not survive and the writ petition does not deserve adjudication.

The Writ Petition is accordingly dismissed. No costs.

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26th July, 2004.

Sj/ars

To:

1. The Sub Inspector of Police West Marredpally, Secunderabad
2. The Chief Executive officer Contonment Board
   Secunderabad
3. Two CCs to the Government Pleader for Home, High Court Building,
   Hyderabad. (OUT).
4. Two C.D. copies.